

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket No. 7594

Petition of Addison Solar Farm, LLC, for a)
Certificate of Public Good, pursuant to 30 V.S.A.)
Section 248, authorizing the installation and)
operation of a solar electric generation facility in)
Ferrisburgh, Vermont)

Order entered: 10/7/2010

ORDER RE: TRANSFER OF CERTIFICATE OF PUBLIC GOOD

Background

On August 3, 2010, Addison Solar Farm, LLC ("ASF") was granted a Certificate of Public Good ("CPG") under 30 V.S.A. § 248 authorizing the installation and operation of a 1.047 MW solar electric generation facility in Ferrisburgh, Vermont.

On September 7, 2010, ASF filed a Motion to Transfer CPG, requesting that the rights to the proposed project be transferred from ASF to Ferrisburgh Solar Farm Operating LLC ("FSFO"). In its motion, ASF stated: (1) FSFO is a limited liability company incorporated in Vermont; (2) FSFO is a company as defined by 30 V.S.A. § 201, and as such is subject to the Board's jurisdiction pursuant to 30 V.S.A. § 203; (3) ASF and FSFO have the same members and owners; (4) FSFO was established for the purpose of owning and operating the solar generation project, after ASF has completed construction of the proposed project; (5) ASF consents to the transfer of the CPG to FSFO; (6) FSFO has reviewed the August 3 Order and CPG, and agrees to be fully bound by all terms and conditions thereunder; and (7) the transfer of the CPG from ASF to FSFO will have no impact on any of the findings regarding the project's compliance with each of the Section 248 criteria. ASF also stated that the transfer will not impact the findings that the project will promote the general good of the State.

In its September 7 filing, ASF also stated that it now plans to use 275-watt solar panels for the proposed project rather than 280-watt solar panels. ASF stated that the use of the 275-watt panels will result in an identical project site plan and electrical specifications, including the project's nameplate capacity, inverters, transformers, electrical connection, and size of individual

arrays. ASF further stated that the project will require the use of three additional arrays, but the project footprint will remain in the same fenced 8-acre area.¹ ASF contended that the use of the 275-watt panel is not a material or substantial change that has the potential for significant impacts with respect to Section 248 criteria.

In a September 8, 2010, memorandum, the Board requested comment on ASF's September 7 filing. No comments were received on ASF's filing.

Discussion

We conclude that the transfer of the CPG will have no substantive impact upon the proposed solar generation project. The Board approves the requested transfer of the CPG to FSFO.

In addition, we conclude that the change from 280-watt to 275-watt panels does not represent a material deviation of the project as approved, and thus does not require prior approval by the Public Service Board. The change in panel size will not alter the site plan, electrical specifications, or project footprint, does not have the potential for significant impacts to the Section 248 criteria, and therefore does not rise to the level of material deviation requiring Board approval.

So ORDERED.

1. ASF stated that there will be a total of 3,806 275-watt panels, as compared with 3,740 for the 280-watt panels.

Dated at Montpelier, Vermont this 7th day of October, 2010.

<u>s/ James Volz</u>)	
)	PUBLIC SERVICE
)	
)	BOARD
)	
)	OF VERMONT
<u>s/ John D. Burke</u>)	

OFFICE OF THE CLERK

FILED: October 7, 2010

ATTEST: s/ Susan M. Hudson
Clerk of the Board

Notice to Readers: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)

Appeal of this decision to the Supreme Court of Vermont must be filed with the Clerk of the Board within thirty days. Appeal will not stay the effect of this Order, absent further Order by this Board or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Clerk of the Board within ten days of the date of this decision and order.